IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

MONDAY, THE 21ST AUGUST 2006 / 30TH SRAVANA 1928

Bail Appl..No. 5108 of 2006

CP.20/2006 of J.M.F.C., SASTHAMCOTTA
CRIME NO. 30/2001 SASTHAMCOTTA EXCISE RANGE

.....

PETITIONER/ACCUSED NO.3

KUTTAPPAN, S/O.CHATHAN PULLAN,
AGED 81 YEARS, RESIDING AT NJARAYCKALPURATH,
PADINJAREKALLADA VILLAGE.

BY ADV. SRI.SIJU KAMALASANAN
SRI.S.SUDHEESHKAR

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
EXCISE RANGE OFFICER, SASTHAMCOTTA EXCISE RANGE,
THROUGH PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 21/08/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 5108/2006

DATED THIS THE 21ST DAY OF AUGUST, 2006

O R D E R

The petitioner is the third accused, in C.R.No.30/2001 of Sasthamcotta Excise Range, for the offence punishable under Sections 55(g) and 8(1) & (2) of the Abkari Act. The investigation is complete and the final report is filed, submits the prosecution. The matter is now pending as C.P.No.20/2006, on the file of the Judicial Magistrate of First class, Sasthamcotta.

2. In the above facts situation, I direct the petitioner to surrender before the Judicial Magistrate of First Class, Sasthamcotta, on 28.8.2006 and move an application for bail. The learned Magistrate shall consider the bail application, filed by the petitioner, and pass order, on the same day itself, on merit.

The application is disposed of as above.

J.M.JAMES
JUDGE

mrcs